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BEFORE THE ARIZONA CORPORATION COMMISSION

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**BOB STUMP** 

PAUL NEWMAN

BRENDA BURNS

**COMMISSIONERS** 

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27 28 IN THE MATTER OF THE APPLICATION OF ARIZONA PUBLIC SERVICE COMPANY FOR AUTHORIZATION FOR THE PURCHASE OF GENERATING ASSETS FROM SOUTHERN CALIFORNIA EDISON AND FOR AN ACCOUNTING ORDER.

DOCKET NO. E-01345A-10-0474

## PROCEDURAL ORDER

## BY THE COMMISSION:

GARY PIERCE - Chairman

SANDRA D. KENNEDY

On November 22, 2010, Arizona Public Service Company ("APS") filed with the Arizona Corporation Commission ("Commission") an application for authorization for the purchase of generating assets from Southern California Edison ("SCE") and for an accounting order. application seeks authority for APS to acquire SCE's interest in the Four Corners Power Plant.

On March 31, 2011, a Procedural Order was issued setting the hearing and establishing other procedural dates.

By Procedural Orders, intervention has been granted to the Residential Utility Consumer Office ("RUCO"), the Arizona Competitive Power Alliance (the "Alliance"), Western Resource Advocates ("WRA"), the Environmental Defense Fund ("EDF") and the Southwestern Power Group II, L.L.C. and Bowie Power Station, L.L.C. ("SWPG/Bowie").

On May 31, 2011, SWPG/Bowie filed a Motion for Leave to Withdraw as an Intervenor ("Motion"). The Motion stated that SWPG/Bowie is a member of the Alliance and SWPG/Bowie's interests will be represented by the Alliance, making SWPG/Bowie's continued separate participation in this matter no longer necessary.

Also on May 31, 2011, the Alliance filed a Notice of Substitution of Counsel ("Notice"), naming Lawrence V. Robertson, Jr., as the new counsel of record for the Alliance. The Notice stated that this substitution of counsel will allow Greg Patterson, who has served as the Alliance's counsel, to appear and testify as a witness on behalf of the Alliance during the hearing.

1	No objections have been filed to SWPG/Bowie's Motion or to the Alliance's Notice.
2	Accordingly, the Motion should be granted.
3	The March 31, 2011, Procedural Order indicated that the hearing would commence on July
4	14, 2011, and that July 15 and 18, 2011, would be set aside for additional days of hearings, if
5	necessary. Given the testimony and number of witnesses filed to date, and given the Commission's
6	hearing schedule in other matters, the Procedural Order is modified to set aside, at this time, only July
7	15, 2011 as an additional day of hearing, with other days for hearing to be determined in the future.
8	IT IS THEREFORE ORDERED that Southwestern Power Group II, L.L.C. and Bowie Power
9	Station, L.L.C.'s Motion for Leave to Withdraw as an Intervenor is hereby granted.
10	IT IS FURTHER ORDERED that Lawrence V. Robertson, Jr. is substituted as counsel for
11	the Arizona Competitive Power Alliance.
12	IT IS FURTHER ORDERED that the hearing will be held on July 14 and 15, 2011, with
13	additional days of hearing to be determined in the future.
14	DATED this 2157 day of June, 2011.
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17	LYN FARMER CHUEF ADMINISTRATIVE LAW JUDGE
18	CHAPT ADMINISTRATIVE LAW JUDGE
19	Copies of the foregoing mailed/delivered
20	This day of April, 2011 to:  Meghan H. Grabel Thomas L. Mumaw PINNACLE WEST CAPITAL CORP. P.O. Box 53999, Mail Station 8695 Phoenix, AZ 85072-3999 Attorneys for Arizona Public Service Company
21	
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24	Greg Patterson 916 West Adams, Suite 3 Phoenix, AZ 85007
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26	Timothy M. Hogan
27	ARIZONA CENTER FOR LAW IN THE PUBLIC INTEREST 202 E. McDowell Rd., Suite 153 Phoenix, AZ 85004
28	

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3	David Berry
4	WESTERN RESOURCE ADVOCATES P.O. Box 1064
5	Scottsdale, AZ 85252-1064
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8	Phoenix, AZ 85007
9	Travis Ritchie SIERRA CLUB ENVIRONMENTAL LAW PROGRAM
10	85 Second Street, 2 <sup>nd</sup> Floor
11	San Francisco, CA 94105
12	Lawrence R. Robertson, Jr. ATTORNEY AT LAW
13	P.O. Box 1448 Tubac, AZ 85646
14	Attorney for Arizona Competitive Power Alliance
15	Janice Alward, Chief Counsel Legal Division
16	ARIZONA CORPORATION COMMISSION 1200 West Washington Street
17	Phoenix, AZ 85007
18	Steven M. Olea, Director Utilities Division
19	ARIZONA CORPORATION COMMISSION 1200 West Washington Street
20	Phoenix, AZ 85007
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22	By: Debbi Person
23	Assistant to Lyn Farmer
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